


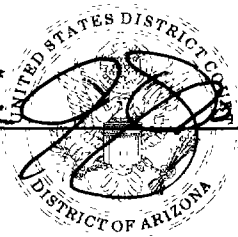
**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

ELECTRONIC CERTIFICATION

I hereby attest and certify on August 30, 2000
that the foregoing document is a full, true and correct copy of the original
on file in my office and in my custody.

CLERK, U. S. DISTRICT COURT
DISTRICT OF ARIZONA

By  Deputy Clerk

The seal is circular with a double border. The outer border contains the text "UNITED STATES DISTRICT COURT" at the top and "DISTRICT OF ARIZONA" at the bottom. The inner circle features a stylized map of the state of Arizona.

Electronic Certification Issued pursuant to General Order 99-3

Verification Code _XSDQSTy^WrX

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

FILED	LODGED
RECEIVED	COPY
AUG 30 2000	
DISTRICT COURT DISTRICT OF ARIZONA	
DEPUTY	

United States of America

v.

James Robert Curley
542 South Alandale Avenue
Tucson, Arizona 85710

JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed on or After November 1, 1987)

No. CR 00-00133-001-TUC-JMR

Mike Simon (Appointed)
Attorney for Defendant

USM#: 78430-008 DOB: 10/02/48 SSN: 585-36-1363

THE DEFENDANT ENTERED A PLEA OF guilty on 6/6/00 to Count 87 of the Indictment.

THE DEFENDANT IS CONVICTED OF THE OFFENSE(S) OF violating Title 18, USC §1341, Mail Fraud, a Class D Felony offense, as charged in Count 87 of the Indictment.

IT IS THE JUDGMENT OF THIS COURT THAT the defendant is hereby committed to the custody of the Bureau of Prisons for a term of **TEN (10) MONTHS** on Count 87 of the Indictment, with credit for time served. Upon release from imprisonment the defendant shall be placed on supervised release for a term of **THIRTY SIX (36) MONTHS** on Count 87 of the Indictment.

IT IS FURTHER ORDERED that all remaining counts DISMISSED on motion of the United States.

CRIMINAL MONETARY PENALTIES

The defendant shall pay to the Clerk, U.S. District Court, Attn: Finance, Room 1400, 230 North First Avenue, Phoenix, Arizona 85025, the following total criminal monetary penalties:

SPECIAL ASSESSMENT: \$100.00

RESTITUTION: \$16,767.39

Defendant does not have the ability to pay a fine or only has the ability to pay a fine less than the guideline minimum.

All monetary penalties are due immediately or in regular monthly installments. If incarcerated, payments shall begin under the Bureau of Prisons Inmate Financial Responsibility Program. Any unpaid balance shall become a condition of supervision and shall be paid within 90 days of the expiration of supervision.

The total special assessment of \$100.00 shall be paid pursuant to Title 18, United States Code, Section 3013 for Count 87 of the Indictment.

Restitution shall be paid to the following victims in the following amounts:

Victim: American Federation of Government Employees Local 2924

If incarcerated, payment shall begin under the Bureau of Prisons Inmate Financial Responsibility Program. Payments shall be at least \$480 every month and begin 30 days after Curley's release from custody. **IT IS FURTHER ORDERED** that a lien shall be imposed, if possible, on the defendant's Thrift Savings Account.

Clerk U.S. District Court
Attention: Finance, Room 1400
230 North First Avenue
Phoenix, Arizona 85025

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Until all restitutions, fines, special assessments and costs are fully paid, the defendant shall immediately notify the Clerk, U.S. District Court, of any change in name and address.

SUPERVISED RELEASE

Upon release from imprisonment, the defendant is placed on supervised release for a term of **THIRTY SIX (36) MONTHS** on Count 87 of the Indictment.

The defendant shall report to the probation office in the district to which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.

For offenses committed on or after September 13, 1994: The defendant shall refrain from any unlawful use of a controlled substance. Pursuant to 18 USC §3563(a)(4) and 3583(d) the defendant shall submit to one drug test within 15 days of release from imprisonment and such other periodic drug tests thereafter, as directed from time to time by the probation officer.

The defendant shall not possess a firearm, ammunition or other dangerous weapon as defined in 18 U.S.C. §921.

The defendant shall comply with the standard conditions of supervision:

- 1) You shall not commit another federal, state, or local crime during the term of supervision.
- 2) You shall not leave the judicial district or other specified geographic area without the permission of the Court or probation officer.
- 3) You shall report to the Probation Office as directed by the Court or probation officer, and shall submit a truthful and complete written report within the first five days of each month.
- 4) You shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 5) You shall support your dependents and meet other family responsibilities.
- 6) You shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 7) You shall notify the probation officer at least ten days prior to any change of residence or employment.
- 8) You shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances, except as prescribed by a physician. Possession of controlled substances will result in mandatory revocation of your term of supervision. If ordered by the Court to participate in a drug and/or alcohol abuse treatment program, you shall totally abstain from the use of any alcoholic beverages or other intoxicants during and after the course of your treatment.
- 9) You shall not frequent places where controlled substances are illegally sold, used, distributed or administered, or other places specified by the Court.
- 10) You shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 11) You shall permit a probation officer to visit at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 12) You shall immediately notify the probation officer (within forty-eight (48) hours if during a weekend or on a holiday) of being arrested or questioned by a law enforcement officer.
- 13) You shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the Court.
- 14) As directed by the probation officer, you shall notify third parties of risks that may be occasioned by your criminal record or personal history or characteristics, and shall permit the probation officer to make such notification and to confirm your compliance with such notification requirement.
- 15) You shall refrain from possessing a firearm, destructive device, or other dangerous weapon. Possession of a firearm will result in mandatory revocation of your term of supervision. This

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- prohibition does not apply to misdemeanor cases unless special condition imposed by Court.
- 16) Unless suspended by the Court, you shall submit to one substance abuse test within the first 15 days of supervision and at least two periodic substance abuse tests thereafter, pursuant to 18 U.S.C. §§ 3563(a)(4) and 3583(d);
 - 17) If supervision follows a term of imprisonment, you shall report in person to the Probation Office in the district to which you are released within seventy-two (72) hours of release.
 - 18) The balance of any financial obligation ordered by this Court shall be paid in regular monthly installments approved by the probation officer, the full amount to be paid 90 days prior to expiration of supervision. You will notify the probation officer of any material change in your economic circumstances that might affect your ability to pay restitution, fines, or special assessments.

The defendant shall also comply with the following special conditions:

1. You shall participate as instructed by the probation officer in a program of substance abuse treatment which may include testing for substance abuse. You shall contribute to the cost of treatment in an amount to be determined by the probation officer.
2. You shall submit to search of person, property, vehicles, business, and residence to be conducted in a reasonable manner and at a reasonable time by, or at the direction of, the probation officer.
3. You shall provide the probation officer access to any requested financial information.
4. You are prohibited from making major purchases, incurring new financial obligations, or entering into any financial contracts without the prior approval of the probation officer.
5. You shall reside and participate in a community corrections center for up to 150 days and shall comply with the rules of the facility.
6. You are prohibited from gambling.
7. You shall abstain from all use of alcohol or alcoholic beverages.

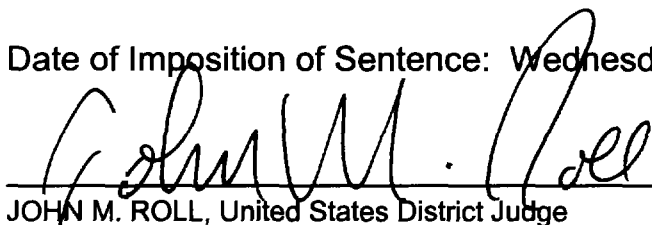
UNLESS PREVIOUSLY WAIVED, THE DEFENDANT IS ADVISED OF THE RIGHT TO APPEAL THE IMPOSED SENTENCE BY FILING A NOTICE OF APPEAL WITHIN 10 DAYS FROM THE IMPOSITION OF SENTENCE.

The Court may change the conditions of probation or supervised release or extend the term of supervision, if less than the authorized maximum, at any time during the period of probation or supervise release. The Court may issue a warrant and revoke the original or any subsequent sentence for a violation occurring during the period of probation or supervised release.

IT IS FURTHER ORDERED that the Clerk of the Court deliver two certified copies of this judgment to the United States Marshal of this district.

The Court orders commitment to the custody of the Bureau of Prisons.

Date of Imposition of Sentence: Wednesday, August 16, 2000

 Date 8-29-00
JOHN M. ROLL, United States District Judge

RETURN

I have executed this Judgment as follows: _____

Defendant delivered on _____ to _____ at _____, the institution designated by the Bureau of Prisons, with a certified copy of this judgment in a Criminal case.

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United States Marshal

By: _____
Deputy Marshal

CC: USA/CNSL(Mike Simon)/PROB(1)/PTS/FIN/JUDGE/USM(2 certified)/INS (1 certified)/Order Book

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